

SENATE BILL 325 (LRB -2021)

An Act to create 301.50 of the statutes; relating to: notification to a parent before chaperoning a sex offender.

2009

09-30.	S.	Introduced by Senators Kreitlow, Lassa and Taylor ; cosponsored by Representatives Smith, Vos, Roys, Suder, Pope-Roberts and Bies .	
09-30.	S.	Read first time and referred to committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing	340
10-29.	S.	Public hearing held.	
11-10.	S.	Executive action taken.	
11-12.	S.	Report passage recommended by committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing, Ayes 5, Noes 0	420
11-12.	S.	Available for scheduling.	

2010

01-13.	S.	Senate substitute amendment 1 offered by Senator Kreitlow (LRB s0236)	478
01-14.	S.	Placed on calendar 1-19-2010 by committee on Senate Organization	482
01-19.	S.	Read a second time	489
01-19.	S.	Senate substitute amendment 1 adopted	489
01-19.	S.	Ordered to a third reading	489
01-19.	S.	Rules suspended	489
01-19.	S.	Read a third time and passed	489
01-19.	S.	Ordered immediately messaged	489
01-20.	A.	Received from Senate	587
01-25.	A.	Read first time and referred to committee on Corrections and the Courts	597
02-24.	A.	Public hearing held.	
03-11.	A.	Executive action taken.	
03-16.	A.	Report concurrence recommended by committee on Corrections and the Courts, Ayes 12, Noes 0	754
03-16.	A.	Referred to committee on Rules	754
04-13.	A.	Made a special order of business at 12:00 P.M. on 4-15-2010 pursuant to Assembly Resolution 22	825
04-15.	A.	Read a second time.	
04-15.	A.	Ordered to a third reading.	
04-15.	A.	Rules suspended.	
04-15.	A.	Read a third time and concurred in .	
04-15.	A.	Ordered immediately messaged.	
04-16.	S.	Received from Assembly concurred in.	

2009
ENROLLED BILL

09en S B- 325

ADOPTED DOCUMENTS:



Orig



Engr

5

SubAmdt 1

09 S 0236/1

Amendments to above (if none, write "NONE"): NONE

Corrections - show date (if none, write "NONE"): NONE

Topic

Rel

4-19-10

Date

J. Miller

Enrolling Drafter



State of Wisconsin
2009 – 2010 LEGISLATURE

LRBs0236/1
CMH:cjs:ph

SENATE SUBSTITUTE AMENDMENT 1,
TO 2009 SENATE BILL 325

January 13, 2010 – Offered by Senator KREITLOW.

1 **AN ACT** *to create* 301.50 of the statutes; **relating to:** notification to a parent
2 before chaperoning a sex offender.

Analysis by the Legislative Reference Bureau

Currently, the Department of Corrections (DOC) approves individuals as chaperones for sex offenders, and DOC designs a chaperone agreement for the individual to sign. This substitute amendment requires the chaperone agreement to indicate that the individual has notified in writing any other person with whom the individual has a child in common of the individual's intention to chaperone a sex offender.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 301.50 of the statutes is created to read:
4 **301.50 Notification of intent to chaperone sex offenders.** (1) In this
5 section, "substantial parental relationship" means the acceptance and exercise of
6 significant responsibility for the daily supervision, education, protection, and care

1 of the child. In evaluating whether an individual has had a substantial parental
2 relationship with the child, factors that may be considered include, but are not
3 limited to, whether the individual has expressed concern for or interest in the
4 support, care, or well-being of the child; whether the individual has neglected or
5 refused to provide care or support for the child; and whether, with respect to an
6 individual who is or may be the father of the child, the individual has expressed
7 concern for or interest in the support, care, or well-being of the mother during her
8 pregnancy.

9 (2) The department shall design a form to be signed by any individual who
10 intends to be a chaperone for sex offenders. The form must include a place for the
11 individual's signature as well as a statement that the individual has, unless par. (a),
12 (b), or (c) applies, informed, in writing, or has made a good faith effort to inform, any
13 individual with whom the individual who intends to be a chaperone has a child in
14 common, whether through blood, marriage, or adoption, of his or her intent to
15 chaperone a sex offender. The individual does not have to inform an individual with
16 whom he or she has a child in common if any of the following applies:

17 (a) The child in common is over the age of 18.

18 (b) The individual who intends to be a chaperone is not the child's parent or has
19 not had a substantial parental relationship with the child.

20 (c) The individual who has a child in common with the individual who intends
21 to be a chaperone is not the child's parent or has not had a substantial parental
22 relationship with the child.

23 (3) The department is immune from any civil liability for any good faith act or
24 omission of the department in connection with the requirements under this section.

25 **SECTION 2. Initial applicability.**

1 (1) This act first applies to individuals who are approved to be a chaperone on
2 the effective date of this subsection.

3 (END)